



Town of Southern Shores

5375 N. Virginia Dare Trail, Southern Shores, NC 27949

Phone 252-261-2394 / Fax 252-255-0876

info@southernshores-nc.gov

www.southernshores-nc.gov

PLANNING BOARD GENERAL APPLICATION FORM TOWN OF SOUTHERN SHORES, NC 27949

Date: 8 / 9 / 21 **Filing Fee:** \$200 **Receipt No.** N/A **Application No.** ZTA-21-08

NOTE: The Planning Board will follow the specific provisions of the Zoning Ordinance Chapter 36, Article X Administration and Enforcement, Section 36-299.

Please check the applicable Chapter/Article:

- ☐ Chapter 30. Subdivisions-Town Code
- ☐ Chapter 36. Article VII. Schedule of District Regulations. Section 36-207 C-General Commercial District
- ☐ Chapter 36. Article IX. Planned Unit Development (PUD)
- ☐ Chapter 36. Article X. Administration and Enforcement, Section 36-299 (b) Application for Building Permits and Site Plan Review other than one and two family dwelling units *
- ☐ Chapter 36. Article X. Section 36-300-Application for Permit for Conditional Use
- ☐ Chapter 36. Article X. Section 36-303 Fees
- ☒ Chapter 36. Article X. Section 36-304-Vested Rights
- ☒ Chapter 36. Article XIV. Changes and Amendments

Certification and Standing: As applicant of standing for project to be reviewed I certify that the information on this application is complete and accurate.

Applicant

Name Town of Southern Shores

Address: 5375 N. Virginia Dare Trl.
Southern Shores, NC 27949

Phone (252) 261-2394 Email whaskett@southernshores-nc.gov

Applicant's Representative (if any)

Name _____

Agent, Contractor, Other (Circle one)

Address _____

Phone _____ Email _____

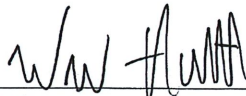
Property Involved: ___ Southern Shores ___ Martin's Point (Commercial only)

Address: _____ Zoning district _____

Section _____ Block _____ Lot _____ Lot size (sq.ft.) _____

Request: ___ Site Plan Review ___ Final Site Plan Review ___ Conditional Use ___ Permitted Use
___ PUD (Planned Unit Development) ___ Subdivision Ordinance ___ Vested Right ___ Variance

Change To: ___ Zoning Map **X** ___ Zoning Ordinance



Signature

8-9-21

Date

* Attach supporting documentation.



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ZTA-21-08

10-18-21

Ordinance 2021-11-01

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE TOWN OF SOUTHERN SHORES, NORTH CAROLINA

ARTICLE I. Purpose(s) and Authority.

WHEREAS, pursuant to N.C.G.S. § 160D-701, the Town of Southern Shores (the "Town") may enact and amend ordinances regulating the zoning and development of land within its jurisdiction. Pursuant to this authority and the additional authority granted by N.C.G.S. § 160D-702, the Town has adopted a comprehensive zoning ordinance (the "Town's Zoning Ordinance") and has codified the same as Chapter 36 of the Town's Code of Ordinances (the "Town Code"); and

WHEREAS, the Town desires content neutral signage standards and regulations that ensure that permitted signs reflect the aesthetics desired by its residents; promote traffic safety; and, provide minimum interference with individual property rights;

WHEREAS, the Town further finds that in accordance with the findings above it is in the interest of and not contrary to the public's health, safety, and general welfare for the Town to amend the Town's Zoning Ordinance as stated below.

ARTICLE II. Construction.

For purposes of this ordinance amendment, underlined words (underline) shall be considered as additions to existing Town Code language and strikethrough words (~~strikethrough~~) shall be considered deletions to existing language. Any portions of the adopted Town Code which are not repeated herein, but are instead replaced by an ellipses ("...") shall remain as they currently exist within the Town Code.

ARTICLE III. Amendment of Zoning Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Southern Shores, North Carolina, that the Town Code shall be amended as follows:

PART I. That **Sec. 36-57. Definition of specific terms and words.** Be amended as follows:

Sec. 36-57. Definition of specific terms and words.

1 ...

2
3 Banner means any cloth, bunting, plastic, paper, or similar non-rigid material
4 attached to any structure, staff, pole, roper, wire, or framing. Banners are temporary in
5 nature and do not include flags.

6
7 ...

8
9 Flag means any symbol printed or painted on cloth plastic, canvas, or other like
10 material with distinctive colors, patterns, or symbols attached to a pole or staff and
11 anchored along only one edge or supported or anchored at only two corners.

12
13 ...

14
15 Pennant means a triangular or irregular piece of fabric or other material, commonly
16 attached in strings or strands, or supported on small poles intended to flap in the wind.

17
18 ...

19
20 *Sign* means any writing, pictorial representation, illustration, decoration (including
21 any material used to differentiate sign copy from its background), landscaping form,
22 emblem, symbol, design, trademark, banner, flag, pennant, captive balloon, streamer,
23 spinner, ribbon, sculpture, statue, or any other figure or character that:

- 24 (1) Is a structure or any part thereof (including the roof or wall of a building); or
25 (2) Is written, printed, projected, painted, constructed, or otherwise placed or
26 displayed upon or designed into landscaping or a structure or a board, plate,
27 canopy, awning, marquee, or vehicle, or upon any material object or device
28 whatsoever; and
29 (3) By reason of its form, color, wording, symbol, design, illumination or motion,
30 attracts or is designed to attract attention to the subject thereof or is used as a
31 means of identification, advertisement, or announcement or political or artistic
32 expression or decoration; but
33 (4) Landscaping constitutes a sign only to the extent that it is planted, trimmed,
34 graded, arranged, or installed in such a manner as to convey an explicit
35 commercial message.

36 ~~*Sign, commercial,* means a sign which identifies, advertises, or directs attention to a~~
37 ~~business, or is intended to induce the purchase of goods, property, or service, including,~~
38 ~~without limitation, any sign naming a brand of goods or service and real estate signs, as~~
39 ~~further defined below.~~

40 ~~*Sign, noncommercial,* means a sign designed and intended to promote, support, call~~
41 ~~attention to, or give notice to a cause, nonprofit and noncommercial service, or political~~
42 ~~message of an individual, charitable organization, political group or other entity. Any~~

1 symbols, letters or other identifying characteristics describing the commercial sponsor of
2 a noncommercial sign shall not exceed four inches in height and may not be repeated on
3 the same face of the sign. A noncommercial sign shall contain no commercial advertising
4 or statements, logos, designs or trademarks designed or intended to promote or produce
5 financial gain other than donations for charitable organizations such as groups which are
6 tax exempt pursuant to the Internal Revenue Code.

7 *Sign, noncommercial charity event*, means a temporary sign designed and intended to
8 promote, support, call attention to, or give notice to a specific noncommercial event
9 wholly organized by a nonprofit individual, charitable organization, political group or
10 other entity that is tax exempt pursuant to the Internal Revenue Code.

11 *Sign, permanent*, means a sign attached or affixed to a building, window, or
12 structure, or the ground in a manner that enables the sign to resist environmental loads,
13 such as wind, and that precludes ready removal or movement of the sign and whose
14 intended use appears to be indefinite.

15 *Sign, off-site*, means an off-site sign is any sign other than an on-site sign including
16 signs erected for the provision of outdoor displays or display space as a business on a
17 lease or rental basis.

18 *Sign, on-site*, means a sign relating in its subject matter to the premises on which it is
19 located, or to products, services, accommodations, or activities on these premises.

20 *Sign, real estate*, means a sign indicating the availability for sale, rent, or lease of the
21 specific lot, building, or portion of a building upon which the sign is posted.

22 *Sign, temporary*, means a sign intended to display either commercial or
23 noncommercial messages of a transitory or temporary nature. Portable signs, or any sign
24 not permanently embedded in the ground, or not permanently affixed to a building or sign
25 structure that is permanently embedded in the ground, are considered temporary signs. A
26 temporary sign is:

- 27 (1) Intended for a temporary period. The temporary period may be different for
28 various types of events or circumstances the sign advertises;
- 29 (2) Typically constructed from nondurable materials, including paper, cardboard,
30 cloth, plastic, and/or wallboard;
- 31 (3) Does not constitute a structure subject to the town's building code and zoning
32 code provisions.

33 *Sign, vehicle*, means a permanent or temporary sign affixed, painted on or placed in
34 or upon any parked vehicle, parked trailer or any parked device capable of being towed,
35 which is displayed in public view under such circumstances as to location on the
36 premises, time of day, duration, availability of other parking space on the premises, and
37 the proximity of the vehicle to the area on the premises where it is loaded, unloaded or
38 otherwise carries out its principal function, which circumstances indicate that the primary
39 purpose of said display is to attract the attention of the public rather than to serve the
40 business of the owner thereof in the manner which is customary for said vehicle.

41 ...
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1
2 **PART II.** That **Sec. 36-165. Regulations governing signs.** Be amended as follows:

3
4 **Sec. 36-165. Regulations governing signs.**

5
6 The town adopts these standards and regulations to ensure that permitted signs
7 reflect the aesthetics desired by its residents; promote traffic safety; and, provide
8 minimum interference with individual property rights.

9 (1) *Exclusions.* The following shall not be included in the application of these
10 regulations:

- 11 a. ~~Signs not exceeding one square foot in area and bearing only property~~
12 ~~numbers, post box numbers, names of occupants of premises, or other~~
13 ~~identification of premises not having commercial connotations;~~
14 b. ~~Flags and insignia of any government except when displayed in connection~~
15 ~~with commercial promotion;~~
16 c. ~~Legal notices, identifications, directional and informational signs erected or~~
17 ~~required by governmental bodies, fire stations, public utilities or civic~~
18 ~~associations with the approval of town council;~~
19 d. Integral decorative or architectural features of buildings, except letters,
20 trademarks, moving parts, or moving lights;
21 e. ~~Signs directing and guiding traffic and parking on private property, but~~
22 ~~bearing no advertising matter;~~
23 f. Temporary signs of less than one day duration.
24 c. Fence-wrap signs affixed to fences surrounding a construction site, and used
25 to indicate the construction firms actively working on a development site in
26 accordance with N.C.G.S. 160D-908.
27 d. Pennants.

28 (2) *Number and area.*

- 29 a. For the purpose of determining number of signs, a sign shall be considered
30 to be a single display surface or display device containing elements
31 organized, related, and composed to form a unit. Where matter is displayed
32 in a random manner without organized relationship of elements, or where
33 there is reasonable doubt about the relationship of elements, each element
34 shall be considered to be a single sign.
35 b. The surface area of a sign shall be computed as including the entire area
36 within a regular geometric form or combination of regular geometric forms
37 comprising all of the display area of the sign and including frames and all of
38 the elements of the matter displayed. The area of a double-faced sign shall be
39 the area of one face of the sign, provided that the two faces are of the same
40 size and are parallel to one another with no more than 24 inches between each
41 sign face.

- (3) *Sign permit required.* No sign shall hereafter be erected or attached to, suspended from, or supported on a building or structure, nor shall any existing sign or outdoor advertising structure be structurally altered, remodeled or relocated, until a sign permit for same has been issued by the zoning administrator. No permit is required for signs ~~enumerated in subsection (8), (11) or (12) of this section~~ in residential districts, temporary signs, or any sign not exceeding three square feet in area.
- (4) *Material and design.* All signs requiring a permit shall be constructed and designed, according to generally accepted engineering practices, to withstand wind pressures and load distribution as specified in the current building code.
- (5) *Inspection required.* Each sign or outdoor advertising structure subject to the regulations of subsection (3) of this section may be subject to an annual inspection by the building inspector for the purpose of ensuring that the structure is maintained in a safe condition. The fee for the annual inspection shall be in accordance with a regularly adopted fee schedule of the town. When a sign becomes structurally unsafe, the building inspector shall give written notice to the owner of the sign or outdoor advertising structure that the sign or outdoor advertising structure shall be made safe or removed within ten days of receipt of such notice.
- (6) *Illuminated signs.* All signs or outdoor advertising structures in which electrical wiring and connections are to be used shall require a permit and shall comply with the electrical code of the state and be approved by the building inspector. The light source shall not be visible from the road right-of-way or from adjacent property.
- (7) *Prohibited signs.* The following signs, sign construction, and displays are prohibited:
- a. Any sign erected or maintained which is a copy or imitation of an official highway sign and carrying the words "STOP" or "DANGER" except such signs installed by the Town to regulate bicycle traffic on town-owned multipurpose pathways.
 - b. Any sign that obstructs corner visibility or visibility at a driveway between a height of two feet and ten feet.
 - c. A sign attached to any traffic sign, utility pole or structure, or tree.
 - d. Any sign that obstructs ingress and egress to any window, door, fire escape, stairway, ladder or opening intended to provide light, air, ingress or egress for any room or building as required by law.
 - e. Any sign that violates any provision of any law of the state relative to outdoor advertising.
 - f. ~~Any off-site signs.~~
 - gf. Any sign which contains, employs, or utilizes lights or lighting which rotates, flashes, moves or alternates.
 - hg. Any sign located within a public or private right-of-way.

- ih. Any signs painted on or affixed to a roof surface.
- ji. Vehicle signs.
- kj. Signs supported in whole or in part by water, air or gas.
- l. Tourist-oriented directional signs.

(8) *Signs permitted in residential districts.* The following requirements apply:

- a. ~~Directional signs not over four square feet in area indicating the location of churches, schools, hospitals, parks, scenic or historic places, or other places of general interest. Any such sign and mounting shall not exceed three feet in total height.~~
- b. ~~One two-sided name sign or bulletin board, not to exceed a total height of nine feet above approved grade as shown on the site plan, or exceeding 32 square feet in size per face (excluding any support structure), for any permitted church, school or other semipublic institution, which sign or board may be indirectly lighted and shall be set back at least 15 feet from the property line.~~
- c. ~~Temporary real estate sign, provided such sign shall be located on the site it advertises, shall be neatly painted and maintained, shall be removed when the property has been sold, shall not be illuminated, and in accordance with the following standards:~~
 - 1. ~~"For Sale" sign: One "For Sale" sign not to exceed five square feet in area, including riders, shall be permitted to be placed on the site it advertises. The lower edge of "For Sale" sign shall be no more than three feet above ground level, and the upper edge no more than five feet above ground level.~~
 - 2. ~~"For Lease" or "For Rent" sign: One "For Lease" or "For Rent" sign not to exceed 3½ square feet in area shall be permitted to be placed on the principal building it advertises.~~
- d. ~~Temporary nonilluminated signs not exceeding six square feet in area advertising the general contractor, contractor, subcontractor, architect, landscape architect or other such professional persons or organizations engaged in or associated with the lawful construction, alteration, remodeling, or demolition of any building or use; provided that such signs shall be limited to one to each organization involved, and that the signs shall be removed upon completion of the work involved or issuance of a certificate of occupancy, whichever comes first.~~
- e. ~~Signs announcing the name of a subdivision located on the premises at major entrances provided that such signs are neatly constructed and maintained; limited to announcing only the name of the subdivision; do not obstruct corner visibility; and do not exceed 32 square feet in area.~~
- f. ~~Directional signs that bear no commercial information.~~

g. ~~Temporary "Open House" real estate signs shall be permitted in any residential district subject to the following conditions:~~

1. ~~There shall be a maximum of one such sign for the house offered for sale.~~

2. ~~The sign shall have a maximum area of six square feet.~~

3. ~~The sign shall not be placed in the right-of-way.~~

4. ~~The sign may be double faced and shall not be illuminated.~~

5. ~~The sign shall only be displayed between the hours of 8:00 a.m. and 8:00 p.m. and only when a salesperson is on duty at the home for sale.~~

6. ~~No such sign shall be displayed for more than 30 days in any calendar year.~~

h. ~~Country Club signs. One freestanding sign per street frontage. Sign may be one or two sided, not to exceed a total height of nine feet above existing grade or exceeding 32 square feet in size per face (excluding support structure), which may be indirectly lighted and shall be set back at least 15 feet from the property line.~~

(9) ~~Signs permitted in commercial (C) district. Total signage for each lot, tract or parcel in business use is limited to one square foot of sign area for each two linear feet of frontage facing on a public street right of way, not to exceed 64 square feet, and subject to the following limitations and qualifications:~~

a. ~~Wall signs placed against the exterior walls of buildings shall not extend more than six inches beyond the building wall surface and shall not exceed 20 percent of the exposed finished wall surface including openings.~~

b. ~~One freestanding sign per lot may be located either temporarily or permanently on the ground but shall not exceed 32 square feet in area and shall not exceed 12 feet in height above street grade.~~

c. ~~Window signs shall be placed only inside a commercial building and shall not exceed 75 percent of the glass area of the pane upon which the sign is displayed.~~

d. ~~Retail shopping center. In lieu of the above requirements for signs in the commercial (C) district, retail shopping centers may have the following on-site signage:~~

1. ~~Freestanding sign. Only one freestanding sign shall be allowed. The sign structure shall be located permanently on the ground and the sign structure and the sign shall not exceed 12 feet above street grade. The sign shall be limited to 64 square feet of sign display area on each sign face. There shall be no more than two sign faces on the freestanding sign. The sign structure shall be proportional to the sign display area, but in no event greater than 1½ times the approved sign display area. No messages shall be displayed on the sign structure other than on the sign display area on the sign face.~~

- 1 2.—~~Wall signs. One square foot of business sign area for each linear foot of~~
2 ~~store frontage shall be allowed. Stores which are corner stores or end~~
3 ~~stores shall be entitled to the amount of linear footage based on the total~~
4 ~~frontage of the store front and adjacent exterior side. Wall signs shall be~~
5 ~~placed on the exterior wall of the building which it advertises and shall~~
6 ~~not extend more than 15 inches beyond the wall surfaces.~~
- 7 3.—~~Canopy sign. One under-canopy sign, visible from the sidewalk, will be~~
8 ~~permitted for each store and shall not exceed four square feet in sign area,~~
9 ~~nor be a hazard to pedestrians.~~
- 10 4.—~~Ice vending structure (automated). Wall signs placed against the exterior~~
11 ~~walls of structure shall not extend more than six inches beyond the~~
12 ~~structure wall surface and shall not exceed 20 percent of the exposed~~
13 ~~finished wall surface on which the signage is located including openings.~~
- 14 (10)—~~Nonecommercial signs. Noncommercial signs, except nonecommercial charity~~
15 ~~event signs, shall be allowed in all districts, on vacant and developed lots, subject~~
16 ~~to the following limitations:~~
- 17 a.—~~No sign shall exceed six square feet in area on each side and shall not be~~
18 ~~illuminated.~~
- 19 b.—~~No sign shall exceed ten feet in height above street grade.~~
- 20 c.—~~The side yard and front yard setback from any property line shall be at least~~
21 ~~five feet. In the case of a corner lot, to ensure adequate sight clearance for a~~
22 ~~distance of not less than 40 feet from the point of intersection of the~~
23 ~~intersecting right of way lines, the side yard and front yard setback shall be~~
24 ~~no less than 15 feet.~~
- 25 d.—~~Such signs shall be taken down within three calendar days after the event.~~
- 26 e.—~~Such signs shall be treated as temporary signs.~~
- 27 (11)—~~Nonecommercial charity event signs. Noncommercial charity event signs shall~~
28 ~~be allowed in all districts, on vacant and developed lots, subject to the following~~
29 ~~limitations:~~
- 30 a.—~~Signs shall be of a temporary "banner type" sign; shall be made of a flexible~~
31 ~~or plasticized cloth, plastic or similar materials; and shall not be attached to~~
32 ~~the ground or any other structure with the purpose of being more than a~~
33 ~~temporary fixture.~~
- 34 b.—~~Sponsor logos may appear on a nonecommercial charity event sign but such~~
35 ~~logos shall be subordinate to the principle message of the sign and, in~~
36 ~~aggregate, shall not exceed 15 percent of the total area of one side of the sign.~~
- 37 c.—~~No sign shall have an area greater than 60 square feet on any one face. No~~
38 ~~sign shall have more than two sides containing any message or sponsor logo.~~
- 39 d.—~~No sign shall be installed having a top height greater than ten feet.~~

e.—No sign shall be erected or installed in a town right-of-way or on other town-owned property unless the event is organized by the town.

f.—No sign shall be erected or installed more than four weeks prior to the date of the event and the sign shall be removed no later than three days upon conclusion of the event. One sign shall only be located on the site where the charity event is to occur.

(12)—*Temporary signs permitted in all zones.* Temporary signs may be posted on property in all zones of the town, subject to the following requirements and those applicable provisions stated elsewhere in this section.

a.—The total square footage for temporary signs posted on a lot in all residential zones shall not exceed six square feet. The total square footage for temporary signs posted on a building lot in all other zones, in the aggregate, shall not exceed 32 square feet, with no individual sign exceeding 32 square feet. The total square footage of a sign is measured to include all of the visible display area of one side of the sign.

b.—No temporary sign shall obstruct or impair access to a public sidewalk, public or private street or driveway, traffic control sign, bus stop, fire hydrant, or any other type of street furniture, or otherwise create a hazard, including a tripping hazard.

c.—No temporary sign shall be illuminated or painted with light reflecting paint.

d.—A temporary sign shall only be posted with the consent of the property owner or occupant.

e.—A temporary sign may be posted for a period of up to 90 days, at which time the sign shall be removed or replaced.

f.—A temporary sign shall not advertise or promote any commercial enterprise or event not conducted on the same building lot but may provide directional information to the public.

(13)—*Signs permitted in government and institutional (G/I) district.*

a.—Town owned facilities are subject to the following conditions:

1.—One freestanding sign with frame or one attached sign with frame per facility. Any such freestanding sign with frame shall not exceed 48 square feet, shall be located permanently on the ground and the sign structure and the sign shall not exceed four feet above street grade. Any such attached sign with frame shall not exceed 24 square feet, shall be placed on the exterior wall of the building which it identifies and shall not extend more than 15 inches beyond the wall surfaces.

2.—Directional signs as permitted in subsection (8) of this section.

b.—Nonprofit entities qualified under section 501(c)(3) of the Internal Revenue Code:

1. One freestanding sign with frame or one attached sign with frame per facility. Any such freestanding sign with frame shall not exceed four square feet, shall be located permanently on the ground and the sign structure and the sign shall not exceed three feet above street grade. Any such attached sign with frame shall not exceed four square feet.

2. Directional signs as permitted in subsection (8) of this section.

**TABLE A. PERMANENT SIGNAGE IN A RESIDENTIAL DISTRICT
FOR NONRESIDENTIAL USES**

<u>Type of Nonresidential Use</u>	<u>Maximum Number of Signs per Lot (#)</u>	<u>Cumulative Sign Area per Lot (sq. ft.)</u>	<u>Maximum Surface Area for a Single Sign (sq. ft.)</u>	<u>Maximum Height (feet) above grade)</u>	<u>Type of Signs Allowed</u>	<u>Additional Requirements</u>
Churches, Schools, Fire Stations, Country Clubs	2	64	32 per side	6 excluding support structure	Wall Sign; Freestanding Sign	<p>1. Signs shall not be internally illuminated.</p> <p>2. Signs shall be at least 15 feet from a lot line.</p> <p>3. Signs shall be located outside of sight distance triangles.</p>
Properties Owned by a Civic Association or Property Owners Association	4	64	32 per side	6	Freestanding Sign	<p>1. Shall be placed on property owned by the Civic Association or Property Owners Association.</p> <p>2. Shall be neatly constructed and maintained.</p>

**TABLE B. PERMANENT SIGNAGE IN A RESIDENTIAL DISTRICT FOR
RESIDENTIAL USES**

<u>Type of Residential Use</u>	<u>Maximum Number of Signs per Lot (#)</u>	<u>Maximum Surface Area for a Single Sign (sq. ft.)</u>	<u>Maximum Height (feet above grade)</u>	<u>Type of Signs Allowed</u>	<u>Additional Requirements</u>
<u>Major Entrances to Subdivisions</u>	<u>4</u>	<u>32 per side</u>	<u>6</u>	<u>Freestanding Sign</u>	<p><u>1. Shall be placed on property within the subdivision.</u></p> <p><u>2. Shall be neatly constructed and maintained.</u></p> <p><u>3. Shall be limited to announcing only the name of the subdivision.</u></p> <p><u>4. Shall not obstruct corner visibility.</u></p> <p><u>5. Shall be allowed in Town rights-of-way.</u></p>
<u>Single-family Dwellings, Vacation Cottages, Duplexes</u>	<u>1</u>	<u>6</u>	<u>6</u>	<u>Freestanding Sign</u>	<p><u>1. Shall be limited to announcing only the name of the structure or property.</u></p>

TABLE C. PERMANENT SIGNAGE IN THE COMMERCIAL DISTRICT

<u>Sign Type</u>	<u>Maximum Number of Signs per Lot (#)</u>	<u>Cumulative Sign Area per Lot (sq. ft.)</u>	<u>Maximum Surface Area for a Single Sign (sq. ft.)</u>	<u>Maximum Height (feet above grade)</u>	<u>Additional Requirements</u>
<u>Wall Sign</u>	<u>1 per business; 2 for corner stores or end stores in group developments</u>	<u>For group developments: 1 per every linear foot of store frontage for each store; For all other uses: 1 per every 2 linear feet of lot frontage with a maximum of 64</u>	<u>20% of the exposed wall surface (including openings)</u>	<u>Top of the wall</u>	<u>1. Must be placed on the exterior wall of the store it advertises</u> <u>2. Sign shall not extend more than 15 inches beyond building wall surface.</u> <u>3. Stores which are corner stores or end stores shall be entitled to the amount of linear footage based on the total frontage of the store front and adjacent exterior side.</u>
<u>Freestanding Sign</u>	<u>1</u>	<u>Greater of: 64 per face; maximum of 2 faces; or 1 per every 2 linear feet of lot frontage; maximum of 64</u>	<u>32</u>	<u>12</u>	<u>1. Sign structure shall not exceed the sign surface area by more than 1.5 times</u> <u>2. No messages shall be displayed on sign structure.</u>
<u>Canopy Sign</u>	<u>1 per business</u>	<u>4</u>		<u>Under canopy of roof</u>	<u>1. Sign shall not create a hazardous situation for pedestrians.</u>
<u>Window Sign</u>	<u>No limit</u>	<u>1 per every 2 linear feet of lot frontage; maximum of 64</u>	<u>75% of the glass pane where displayed</u>	<u>N/A</u>	

TABLE D. PERMANENT SIGNAGE IN THE GOVERNMENT/INSTITUTIONAL DISTRICT

<u>Sign Type</u>	<u>Maximum Number of Signs per Lot (#)</u>	<u>Cumulative Sign Area per Lot (sq. ft.)</u>	<u>Maximum Height (feet above grade)</u>	<u>Type of Signs Allowed</u> <u>Additional Requirements</u>
<u>Freestanding Sign</u>	<u>1 per establishment</u>	<u>48 (including frame)</u>	<u>4</u>	1. Signs shall be placed outside the street right-of-way and at least 5 feet from all lot lines. 2. Signs shall be located outside of sight distance triangles.
<u>Wall Sign</u>	<u>1 per establishment</u>	<u>24 (including frame)</u>	<u>Top of Wall</u>	Sign shall not extend more than 15 inches beyond building wall surface.

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TABLE E. TEMPORARY SIGNAGE

<u>Sign Type</u>	<u>Maximum Number of Signs per Lot (#)</u>	<u>Maximum Surface Area for a Single Sign (sq. ft.)</u>	<u>Maximum Height (feet above grade)</u>	<u>Maximum Duration Per Calendar Year (# of days)</u>	<u>Additional Requirements</u>
<u>Residential Districts</u>					
<u>Freestanding Sign</u>	<u>3</u>	<u>3.5 per side</u>	<u>5</u>	<u>90</u>	1. Temporary signs shall not be illuminated or painted with light-reflecting paint or other light reflecting materials. 2. Temporary signs shall be placed outside the right-of-way and at least 15 feet from the edge of the street pavement. 3. Temporary signs must have the lot owner's permission.
<u>Banners</u>	<u>1</u>	<u>24</u>	<u>12</u>	<u>90</u>	
<u>Flags</u>	<u>N/A</u>	<u>24</u>	<u>35</u>	<u>N/A</u>	1. Flags are not subject to the maximum 90 day duration.
<u>Government/Institutional and Commercial Districts</u>					

TABLE E. TEMPORARY SIGNAGE

<u>Sign Type</u>	<u>Maximum Number of Signs per Lot (#)</u>	<u>Maximum Surface Area for a Single Sign (sq. ft.)</u>	<u>Maximum Height (feet above grade)</u>	<u>Maximum Duration Per Calendar Year (# of days)</u>	<u>Additional Requirements</u>
<u>Freestanding Sign</u>	<u>1</u>	<u>32 per side</u>	<u>12</u>	<u>30</u>	<u>1. Temporary signs shall not be illuminated or painted with light-reflecting paint or other light reflecting materials.</u> <u>2. Temporary signs shall be placed outside the right-of-way and at least 15 feet from the edge of the street pavement.</u> <u>3. Temporary signs must have the lot owner's permission.</u>
<u>Banners</u>	<u>1</u>	<u>24</u>	<u>12</u>	<u>N/A</u>	<u>1. Banners shall only be displayed during business hours.</u> <u>2. Banners shall not be subject to the maximum 30-day duration.</u>
<u>Flags</u>	<u>1</u>	<u>24</u>	<u>35</u>	<u>N/A</u>	<u>1. Flags shall only be displayed during business hours.</u> <u>2. Flags are not subject to the maximum 30-day duration.</u>
<u>All Districts on Property Where the Lawful Construction, Alteration, Remodeling, or Demolition of any Building or Use is Taking Place</u>					
<u>Freestanding Sign</u>	<u>5</u>	<u>3 per side</u>	<u>5</u>	<u>N/A</u>	<u>1. Shall be removed upon completion of the work involved or issuance of a certificate of occupancy, whichever comes first.</u>
<u>All Districts on Property Where the Property is For Sale or Lease</u>					
<u>Freestanding Sign</u>	<u>2</u>	<u>3.5 per side</u>	<u>5</u>	<u>N/A</u>	<u>1. For properties that are actively listed for sale, the sign shall be placed on the site it advertises which is not subject to the maximum 30-day duration and shall be removed following sale of the property.</u> <u>2. For properties that are actively listed for rent or lease, the sign shall be placed on the principal building it advertises which is not subject to the maximum 30-day duration.</u>

ARTICLE IV. Statement of Consistency with Comprehensive Plan and Reasonableness.

The Town's adoption of this ordinance amendment is consistent with the Town's adopted comprehensive zoning ordinance, land use plan and any other officially adopted plan that

1 is applicable. For all of the above-stated reasons and any additional reasons supporting the
2 Town's adoption of this ordinance amendment, the Town considers the adoption of this
3 ordinance amendment to be reasonable and in the public interest.
4

5 **ARTICLE V. Severability.**
6

7 All Town ordinances or parts of ordinances in conflict with this ordinance amendment are
8 hereby repealed. Should a court of competent jurisdiction declare this ordinance
9 amendment or any part thereof to be invalid, such decision shall not affect the remaining
10 provisions of this ordinance amendment nor the Zoning Ordinance or Town Code of the
11 Town of Southern Shores, North Carolina which shall remain in full force and effect.
12

13 **ARTICLE VI. Effective Date.**
14

15 This ordinance amendment shall be in full force and effect from and after the ____ day of
16 _____, 2021.
17

18
19 _____
Tom Bennett, Mayor

20 ATTEST:
21

22 _____
23 Town Clerk
24

25
26 APPROVED AS TO FORM:
27

28 _____
29 Town Attorney
30

31 Date adopted:
32

33 _____
34 Motion to adopt by Councilmember:
35

36 Motion seconded by Councilmember:
37
38
39
40
41

Vote: __AYES__NAYS